

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, DECEMBER 15, 2004**

**C-1     CALL TO ORDER / ROLL CALL**

The City Council Closed Session meeting of December 15, 2004, was called to order by Mayor Beckman at 5:02 p.m.

Present: Council Members – Hansen, Hitchcock, Johnson, Mounce, and Mayor Beckman

Absent: Council Members – None

Also Present: Interim City Manager Keeter, City Attorney Schwabauer, and City Clerk Blackston

**C-2     ANNOUNCEMENT OF CLOSED SESSION**

- a) Conference with legal counsel; anticipated litigation; significant exposure to litigation pursuant to subdivision (b) of Section 54956.9; one case; pursuant to Government Code §54956.9(b)(3)(A) facts, due to not being known to potential plaintiffs, shall not be disclosed (HR)
- b) Actual Litigation: Government Code §54956.9(a); one case; City of Lodi v. City of Stockton, et al., San Joaquin County Superior Court, Stockton Branch, Case No. CV024720
- c) Actual Litigation: Government Code §54956.9(a); one case; City of Stockton v. City of Lodi, San Joaquin County Superior Court, Stockton Branch, Case No. CV024859
- d) Actual Litigation: Government Code §54956.9(a); one case; Stockton Family Farmers Coalition v. City of Lodi, et al., San Joaquin County Superior Court, Stockton Branch, Case No. CV024860
- e) Prospective lease of City property at 2 East Elm Street in association with the Downtown Park and Ride Structure; the negotiating parties are Edward Barkett and the City of Lodi; price and terms of the lease are under negotiation; Government Code §54956.8
- f) Actual litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al.; United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- g) Actual litigation: Government Code §54956.9(a); one case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- h) Conference with legal counsel – initiation of litigation: Government Code §54956.9(c); two cases
- i) Conference with legal counsel – anticipated litigation – significant exposure to litigation pursuant to subdivision (b) of Section 54956.9; one case; pursuant to Government Code §54956.9(b)(3)(A) facts, due to not being known to potential plaintiffs, shall not be disclosed
- j) Actual litigation: Government Code §54956.9(a); one case; City of Lodi, a California Municipal Corporation, and Lodi Financing Corporation, a California nonprofit corporation v. Lehman Brothers, Inc. and US Bank National Association, United States District Court, Eastern District of California, Case No. CIV. S-04-0606 MCE-KJM
- k) Actual litigation: Government Code §54956.9(a); one case; Lehman Brothers Inc., v. City of Lodi and Lodi Financing Corporation, United States District Court, Eastern District of California Case No. CIV-S-04-0850 FCD/JFM
- l) Actual litigation: Government Code §54956.9(a); one case; Fireman's Fund Insurance Company v. City of Lodi, et al., United States District Court, Eastern District of California Case No. CIV-S-98-1489 FCD JFM

**C-3     ADJOURN TO CLOSED SESSION**

At 5:02 p.m., Mayor Beckman adjourned the meeting to a Closed Session to discuss the above matters.

The Closed Session adjourned at 7:00 p.m.

**C-4     RETURN TO OPEN SESSION / DISCLOSURE OF ACTION**

At 7:13 p.m., Mayor Beckman reconvened the City Council meeting, and City Attorney Schwabauer disclosed the following actions:

In regard to Item C-2 (a), Council provided direction to staff.

Items C-2 (b), (c), and (d) were pulled from the agenda at staff's request.

In regard to Item C-2 (f), Council gave negotiating direction in consideration of potential settlement with defendants Fred Rose and Brackett's Garage in the Busy Bee Plume. Council gave its approval of a \$2.6 million budget in the M&P Investments, et al. litigation for the next six months.

In regard to Items C-2 (e), (g), (h), (i), (j), (k), and (l), no reportable action was taken in closed session.

**A.     CALL TO ORDER / ROLL CALL**

The Regular City Council meeting of December 15, 2004, was called to order by Mayor Beckman at 7:13 p.m.

Present: Council Members – Hansen, Hitchcock, Johnson, Mounce, and Mayor Beckman

Absent: Council Members – None

Also Present: Interim City Manager Keeter, City Attorney Schwabauer, and City Clerk Blackston

**B.     INVOCATION**

The invocation was given by Pastor Ken Owens, Community Christian Concerns.

**C.     PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Beckman.

**D.     AWARDS / PROCLAMATIONS / PRESENTATIONS**

D-1 (a) Council Member Hansen presented the Mayor's Community Service Award to Dr. Walter Reiss, clinic founder and volunteer doctor at the Salvation Army – Lodi Memorial Hospital Medical Clinic. Dr. Reiss also played a significant role in helping Salvation Army achieve its Capital Campaign goal for the Hope Harbor Family Service Center.

D-2 Proclamations – None

D-3 (a) Following introduction by Recreation Commissioner Ed Wall, Parks and Recreation Director Goehring presented Bob Johnson with a token of appreciation for his many years of service and dedication as a Parks and Recreation Commissioner. Further, Mayor Beckman presented a Certificate of Recognition to Mr. Johnson on behalf of the Lodi City Council.

D-3 (b) Natalia Orfanos and Jim Panagopoulos, representing Alex Spanos, presented a check in the amount of \$10,100.50 to Mayor Beckman, Parks and Recreation Director Goehring, and Recreation Supervisor Reese as a donation toward the Skate Park repairs.

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**COUNCIL COMMENT**

Mayor Beckman asked Council for its interest in amending the resolution, which sets the order of business for meetings, to eliminate the reading the of consent calendar.

Council Member Hansen preferred that the consent calendar be read for the benefit of those viewing the meeting on television and to maintain an open process.

Council Member Johnson was in favor of Mayor Beckman's suggestion, noting that there are many ways for the public to access the information, e.g. on the Internet, and copies of the agenda are available to the public at several locations.

E. CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, Council, on motion of Mayor Beckman, Hansen second, unanimously approved the following items hereinafter set forth **except those otherwise noted:**

- E-1 Claims were approved in the amount of \$2,750,807.52.
- E-2 The minutes of November 23, 2004 (Shirtsleeve Session), November 23, 2004 (Special Meeting), November 30, 2004 (Shirtsleeve Session), November 30, 2004 (Special Meeting), December 1, 2004 (Regular Meeting), December 2, 2004 (Special Meeting), December 7, 2004 (Shirtsleeve Session), December 7, 2004 (Special Meeting), and December 9, 2004 (Special Meeting) were approved as written.
- E-3 Received the report of the sale of scrap metal.
- E-4 Authorized the sale of scrap wire and metal during 2005.
- E-5 Approved the revised specifications and authorized advertisement for bids for Maintenance of Landscape Areas for 2005.
- E-6 Adopted Resolution No. 2004-273 awarding the purchase of polemount and padmount transformers to the bidders whose proposals and equipment met City of Lodi specifications and whose transformers are expected to yield the lowest overall life-cycle costs:
- |                    |                                       |                    |
|--------------------|---------------------------------------|--------------------|
| <b>Polemounts:</b> |                                       |                    |
| 15 ea 25kVA        | GE Supply Co, North Highlands         | \$ 9,261.11        |
| <b>Padmounts:</b>  |                                       |                    |
| 2 ea 112.5 kVA     | Wesco Distribution, San Leandro       | \$ 8,229.95        |
| 4 ea 150kVA        | Wesco Distribution, San Leandro       | \$16,696.94        |
| 3 ea 300kVA        | Western States Electric, Portland, OR | <u>\$18,331.51</u> |
|                    |                                       | \$52,519.51        |
- E-7 Adopted Resolution No. 2004-274 approving the final map and Improvement Agreement for Lalazar Estates, Tract No. 3435, directing the City Manager and City Clerk to execute the Improvement Agreement and map on behalf of the City, and appropriating funds in the amount of \$500 for applicable reimbursements.
- E-8 Adopted Resolution No. 2004-275 authorizing the City Manager to allocate a Public Benefits Program grant in the amount of \$20,014 to the LOEL Foundation for a low-income senior housing demand-side management project.
- E-9 Adopted Resolution No. 2004-276 authorizing the City Manager to allocate Public Benefits Program funds in the amount of \$80,000 to create the Lodi Residential New Construction Pilot Project.
- E-10 Adopted Resolution No. 2004-277 authorizing the City Manager to allocate a Public Benefits Program grant in the amount of \$25,000 to Lowe's Companies, Inc. for a demand-side management project.
- E-11 Adopted Resolution No. 2004-278 authorizing the City Manager to allocate Public Benefits Program funds in the amount of \$24,986 to fund the Lodi LivingWise Education Project and authorizing the City Manager to execute a contract with Resource Action Programs, of Modesto, California, to provide products and materials to implement this program.
- E-12 "Adopt resolution authorizing the City Manager to execute an electric utility rate contract between the City of Lodi and the Robert Mondavi Corporation for a new electric forklift charging station pilot project" was **removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar.**

ACTION ON ITEM REMOVED FROM THE CONSENT CALENDAR

- E-12 "Adopt resolution authorizing the City Manager to execute an electric utility rate contract between the City of Lodi and the Robert Mondavi Corporation for a new electric forklift charging station pilot project"

Rob Lechner, Manager of Customer Service and Programs, explained that this is a pilot project Electric Utility rate contract between the City and Robert Mondavi Corporation. Mondavi's distribution center on Guild Avenue is transforming all its gas propane fired forklifts to electric rechargeable forklifts. A utility rate was created that provides it an incentive to recharge the forklifts after hours. Currently Mondavi pays 8.2 cents a kilowatt hour and the new rate contract will be for 6.8 cents. Mr. Lechner stated that other businesses could also take advantage the program.

MOTION / VOTE:

The City Council, on motion of Mayor Pro Tempore Hitchcock, Mounce second, unanimously adopted Resolution No. 2004-279 authorizing the City Manager to execute an electric utility rate contract between the City of Lodi and the Robert Mondavi Corporation for a new electric forklift charging station pilot project.

F. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- Christopher Vigil commented that the Stockton Wal-Mart Supercenter is only six and a half miles from the proposed site in Lodi for the same store. He emphasized the difference in merchandise between "speciality," which he suggested appeals to more people over "simplicity." He believed that a mall of "speciality" stores would attract shoppers from surrounding cities as well. He encouraged Council to focus on reclaiming and keeping revenue within the boundaries of the City that would lead to a well-developed economic business structure in the sphere of local consumer markets. He asked Council to decline the proposed Wal-Mart Supercenter for now.
- Shara Guerrette announced that on behalf of herself and her neighbors surrounding Peterson Park she was presenting checks and cash in the amount of \$380 to pay for new signs revising the guidelines for walking dogs on the paved pathway in Peterson Park. She thanked those who supported their request regarding changing the guidelines.

Addressing Parks and Recreation Director Goehring, Mayor Pro Tempore Hitchcock expressed hope that this model could be used in other parks.

G. PUBLIC HEARINGS

- G-1 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Beckman called for the public hearing to consider resolution adopting Engineer's Report, confirming the assessments, overruling protests and declaring assessment ballot results and annexing territory to a maintenance assessment district and forming Zone 7 (Woodlake Meadow Zone 7 Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1).

Hearing Opened to the Public

- Tim Hachman introduced himself as special counsel hired by the City to handle the formation of the assessment district. He explained that the purpose of this item was for Council to consider forming Woodlake Meadow Zone 7, which is a five-lot subdivision. The Landscape Maintenance Assessment District will pay for the maintenance of park facilities. The proposed maximum assessment is \$173 per lot with a standard increase of 5%. Proposition 218 requires a ballot procedure for the City to form the district. There is one property owner in this district.

Public Portion of Hearing Closed

City Clerk Blackston reported that she received the assessment ballot cast in the special assessment mailed ballot procedure as called by the Council in its resolution 2004-216 adopted on October 20. She declared the balloting closed and certified the results of the tabulation to be as follows:

Total assessment ballots cast YES	\$865
Total assessment ballots cast NO	Zero

The assessment ballots cast "yes" equaled 100% of the total assessment ballots cast.

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Beckman second, unanimously adopted Resolution No. 2004-280 adopting the Engineer's Report dated December 2004, confirming the assessments, overruling protests and declaring assessment ballot results, and annexing territory to a maintenance assessment district and forming Zone 7 – Woodlake Meadow Zone 7 Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1 (Landscaping and Lighting Act of 1972).

- G-2 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Beckman called for the public hearing to consider the Planning Commission's recommendation for the 2004 Growth Management Allocations.

Community Development Director Bartlam stated that the City's Growth Management Program requires the Council to award the ability for projects to prepare tentative maps and submit for building permits. The Planning Commission considered seven projects during public hearings held on October 13 and 27. They amount to 118 total units and include 80 low-density and 39 medium-density project units. Mr. Bartlam reviewed the seven projects as outlined in the staff report (filed).

In reply to Council inquiries, Mr. Bartlam reported that, assuming the allocations requested tonight are approved, there will be remaining: 1,424 low-density units, 269 medium-density units, and 1,660 high-density units. He stated that there are more unallocated requests available than the total number of allocations that have been granted in the entire life of the program. In the 13 years that the program has been in place, there was only one year where construction reached 2%. He reported that, for the past nine years, 250 to 300 units have been issued permits annually.

Hearing Opened to the Public

None.

Public Portion of Hearing Closed

MOTION / VOTE:

The City Council, on motion of Council Member Johnson, Hitchcock second, unanimously adopted Resolution No. 2004-281 approving the 2004 Growth Management Allocations.

H. COMMUNICATIONS

H-1 Claims filed against the City of Lodi – None

H-2 Reports: Boards/Commissions/Task Forces/Committees – None

H-3 Appointments – None

H-4 Miscellaneous

- a) City Clerk Blackston presented the cumulative Monthly Protocol Account Report through November 30, 2004.

I. REGULAR CALENDAR

- I-1 "Discussion and appropriate action regarding Resolution No. 93-35 relating to the rules of conduct of Council meetings, proceedings, and business"

City Attorney Schwabauer noted that this item has been brought before Council at the request of Mayor Beckman. Resolution 93-35 establishes that the proper order for resolution of any matter before the body is that the matter must first be moved and seconded before debate is to begin. It is recommended that either practice should be amended to comply with the policy or the policy should be amended to comport with Council's practice.

Mayor Pro Tempore Hitchcock suggested that the rules of conduct be amended to reflect current practice.

Mr. Schwabauer suggested that the following language be deleted from Section 1, item B: *"Before the matter can be considered or debated, it must be seconded. Once the motion has been properly made and seconded,"*

MOTION/ VOTE:

The City Council, on motion of Mayor Pro Tempore Hitchcock, Hansen second, adopted Resolution No. 2004-282 adopting and establishing rules for the conduct of its meetings, proceedings, and business and thereby rescinding Resolution No. 93-35. The motion carried by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Johnson, and Mayor Beckman

Noes: Council Members – Mounce

Absent: Council Members – None

- I-2 "Adopt resolution approving the naming of the Youth Area at Lodi Lake in honor of former Parks and Recreation Director Ron Williamson"

Ed Wall, Chairman of the Parks and Recreation Commission, reported that on November 9 the Commission voted unanimously to approve the naming of the youth area at Lodi Lake in honor of former Parks and Recreation Director Ron Williamson who retired from the City after a 35-year career. A dedication ceremony will be conducted in early spring 2005.

MOTION / VOTE:

The City Council, on motion of Council Member Mounce, Johnson second, unanimously adopted Resolution No. 2004-283 approving the naming of the Youth Area at Lodi Lake in honor of former Parks and Recreation Director Ron Williamson.

- I-3 "Adopt resolution approving application for the California Office of Emergency Services Hazard Mitigation Grant"

Interim City Manager Keeter noted that the California Office of Emergency Services Hazard Mitigation Grant requires a 25% match, and the matter would be brought back to Council for approval prior to being accepted.

Fire Chief Pretz stated that there was no deadline associated with this grant. He explained that if there was a federally declared disaster in California money would be distributed to hazard mitigation grants.

In response to Council inquiries, Chief Pretz reported that there is one grant application for Fire Station 1 and a second grant application for Fire Station 2. The purpose would be to rebuild or remodel the Fire Stations to get them out of the hazard mitigation area. Grant funding can be used for earthquake and flood safety. He stated that if Camanche or Pardee dams broke Fire Station 2 would be under four feet of water and Fire Station 1 would be

under two feet of water. To mitigate for flooding, Fire Station 2 could be relocated in the area near Thurman Street and Guild Avenue. He noted that neither of the Fire Stations currently meets building code standards for essential service facilities. Chief Pretz stated that the goal is to find another way to pay for eventual remodeling or rebuilding of the Fire Stations.

MOTION / VOTE:

The City Council, on motion of Council Member Mounce, Hitchcock second, unanimously adopted Resolution No. 2004-284 approving the applications for the California Office of Emergency Services Hazard Mitigation Grant.

- I-4 "Approve Prospective lease of City property with Lodi City Center 12, LLC (Atlas Properties) located within the Downtown Park and Ride structure at 2 East Elm Street"

Community Development Director Bartlam stated that as part of the design of the Downtown Park and Ride structure, approximately 13,000 square feet of space was created as potential lease space for additional business activity downtown. Council has met several times over the last several years to discuss the deal points of a lease with Atlas Properties. The proposed lease provides for two 18-month option periods. Atlas Properties will pay the City \$10,000 at each option period. At the end of the option periods, the full lease would go into effect. The lease is for a 30-year term. Rent increases would accrue pursuant to the Consumer Price Index with a 15% cap every five years. The rent will be adjusted to market rate rents at the end of year 10 and 20. The rent will begin at \$2.30 per square foot per year. The lessee will be responsible for prorated security costs as well as maintenance of the facility. The Federal Transit Administration has concurred with the terms of the lease. The revenues generated by the lease will go toward the City's transit function.

MOTION / VOTE:

The City Council, on motion of Mayor Pro Tempore Hitchcock, Beckman second, unanimously approved the prospective lease of City property with Lodi City Center 12, LLC (Atlas Properties) located within the Downtown Park and Ride structure at 2 East Elm Street.

RECESS

At 9:10 p.m., Mayor Beckman called for a recess, and the City Council meeting reconvened at 9:21 p.m.

I. REGULAR CALENDAR (Continued)

- I-5 "Review and prioritize City projects for Federal appropriation requests and appoint delegate to attend the San Joaquin Council of Governments One Voice"

Interim City Manager Keeter noted that for the past four years the San Joaquin Council of Governments (SJCOG) has coordinated a "One Voice" event in Washington D.C. for legislative and appropriation lobbying. Typically, representatives attend from the County, each city within the county, and other agencies. SJCOG has requested that Lodi submit two projects for its board to consider. The result of last year's lobbying effort resulted in \$385,000 for wastewater treatment plant improvements. The list of projects identified by staff for Council to consider are:

1. Animal Shelter (\$4 million)
2. Police and Fire Training Facility (\$4 million)
3. Police High-Tech Investigators (two officers – \$180,000)
4. More police officers on the street and to develop a 5<sup>th</sup> beat (six officers – \$540,000)
5. Funding for ongoing PCE/TCE clean up
6. Renovation of the old Public Safety Building

In response to Council Member Hansen, Police Chief Adams explained that part of the reason for adding the Fire Department into the training facility project was because funding sources are available through the Office of Homeland Security. The project could be beneficial on a regional basis if it was incorporated with training offered through Delta College.

In reply to Council Member Hansen, Ms. Keeter stated that the animal shelter project is further along in the process than the training facility.

Council Member Hansen agreed to represent the City at the One Voice event.

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Beckman second, unanimously prioritized the City projects for Federal appropriation requests as follows and appointed Council Member Hansen as the delegate to attend the SJCOG One Voice:

1. Funding for PCE/TCE clean up
2. Animal Shelter

- I-6 "Approve expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program litigation and other various cases being handled by outside counsel (\$128,921.52); approve Attorney's fees incurred by US Bank, trustee for the Program Receipts Repurchase Agreement in the Lehman litigation (\$11,337.50); and approve Special Allocation covering general litigation matter expenses (\$80,856.46)"

City Attorney Schwabauer reviewed invoices as outlined in the staff report (filed).

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Beckman second, unanimously approved expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program litigation and other various cases being handled by outside counsel in the amount of \$128,921.52; approved Attorney's fees incurred by US Bank, trustee for the Program Receipts Repurchase Agreement in the Lehman litigation, in the amount of \$11,337.50; and approved Special Allocation covering general litigation matter expenses in the amount of \$80,856.46, all as detailed below:

**Kronick, Moskovitz, Tiedemann & Girard**

Matter No./Description	Coverage Period No.	Invoice	Amount
11233.021 On-site Litigation Support (Docket Clerk)	Through 9/25/04	216072	<b>\$ 2,776.00</b>
11233.021 On-site Litigation Support (Docket Clerk)	Through 11/21/04	217019	<b>\$ 1,200.00</b>
11233.001 General Advice	Through 11/21/04	217020	\$ 31.99*
11233.003 Lehman Brothers, Inc.	Through 11/21/04	217020	\$ 82.80
11233.004 Envision Law Firm	Through 11/21/04	217020	\$ 47.00
11233.009 Rogers v. County of San Joaquin, et al.	Through 11/21/04	217020	\$ 125.69*
11233.010 Phelps v. City of Lodi et al.	Through 11/21/04	217020	\$ 5,594.52*
11233.017 M&P Investments	Through 11/21/04	217020	\$ 190.11
11233.023 City of Lodi v. City of Stockton	Through 11/21/04	217020	\$ 6,268.16
11233.024 Stockton Family Farmers Coalition	Through 11/21/04	217020	\$ 616.37
11233.025 City of Stockton v. City of Lodi	Through 11/21/04	217020	<u>\$ 697.58</u>
			<b>\$ 13,654.22</b>
11233.009 Rogers v. County of San Joaquin, et al.	Through 8/25/04	215583	\$ 40,271.01
11233.009 Rogers v. County of San Joaquin, et al.	Through 9/25/04	216073	\$ 54,833.25
			<u>\$ 95,104.26</u>
		<b>Negotiated Deduction – Less</b>	<u>- 20,000.00</u>
			<b>\$ 75,104.26*</b>

\* Requires Special Allocation for payment from General Fund.



**JAMS**

Invoice #0000904465-110 Mediation Services	\$ 2,887.50
For period 9/9/04 – 9/30/04	
Invoice #0000916221-110 Mediation Services	\$ 19,440.03
For period 10/5/04 – 10/29/04	
Less Duplicative Entry	<u>- 1,687.50</u>
	\$ 17,752.53
Invoice #0000925972-110 Mediation Services	\$ 15,547.01
For period November	
US Bank	
Extraordinary Administration Fees from April 1, 2004-July 31, 2004	\$ 2,795.00
Legal Invoices through July 31, 2004	\$ 8,542.50
	<u>\$ 11,337.50</u>
<b>GRAND TOTAL</b>	<b>\$140,259.02</b>

**FUNDING:** Water \$29,701.28; Wastewater \$29,701.28; General Fund \$80,856.46

- I-7 “Introduce ordinance amending Chapter 12.12 of the Lodi Municipal Code by repealing and re-enacting Section 12.12.420 relating to Skate Park regulations”

City Attorney Schwabauer stated that the insurance purchased for the Skate Park requires waivers in order to secure protection of the policy. The proposed ordinance states that waivers are required consistent with the policy to be created by the Parks and Recreation Department. It also prohibits use of board wax within the Skate Park and prohibits animals in the park.

MOTION:

Council Member Hansen made a motion, Hitchcock second, to introduce Ordinance No. 1754 amending Chapter 12.12 of the Lodi Municipal Code by repealing and re-enacting Section 12.12.420 relating to Skate Park regulations.

DISCUSSION:

Council Member Hansen asked Interim City Manager Keeter to follow up on a previous offer made by the 180 Teen Center to conduct spot checks on the park. He also suggested that the Police Partners check the park periodically, and that a surveillance camera be purchased using asset seizure funds.

Ms. Keeter replied that staff is looking into the purchase and installation of a Web Cam.

VOTE:

The above vote carried by a unanimous vote.

J. ORDINANCES

None.

K. ADJOURNMENT TO AGENCY MEETINGS

- K-1 “Meeting of the Lodi Public Improvement Corporation”

At 9:36 p.m., Mayor Beckman adjourned the City Council meeting to conduct the meeting of the Lodi Public Improvement Corporation. Following the call to order, Secretary Blackston recorded roll.

MOTION / VOTE:

The Corporation, on motion of Director Hansen, Johnson second, unanimously adopted Resolution No. LPIC2004-03 electing the new officers to the Lodi Public Improvement Corporation for the year 2005.

There being no further business, the meeting was adjourned at 9:37 p.m.

K-2 "Meeting of the Industrial Development Authority"

At 9:37 p.m., Chairperson Beckman called to order the meeting of the Industrial Development Authority, and Secretary Blackston recorded roll.

MOTION / VOTE:

The Authority, on motion of Member Hansen, Johnson second, unanimously adopted Resolution No. IDA-26 electing the new officers to the Industrial Development Authority for the year 2005.

There being no further business, the meeting was adjourned at 9:38 p.m.

K-3 "Meeting of the Lodi Financing Corporation"

At 9:38 p.m., President Beckman called to order the meeting of the Lodi Financing Corporation, and Secretary Blackston recorded roll.

MOTION / VOTE:

The Corporation, on motion of Director Hansen, Johnson second, unanimously adopted Resolution No. LFC-13 electing the new officers to the Lodi Financing Corporation for the year 2005.

There being no further business, the meeting was adjourned at 9:39 p.m.

K-4 "Meeting of the City of Lodi Redevelopment Agency"

At 9:39 p.m., Chairperson Beckman called to order the meeting of the City of Lodi Redevelopment Agency, and Secretary Blackston recorded roll.

MOTION / VOTE:

The Agency, on motion of Member Hansen, Johnson second, unanimously adopted Resolution No. RDA2004-02 electing the new officers to the City of Lodi Redevelopment Agency for the year 2005 and waiving compensation for the December 15, 2004, meeting.

There being no further business, the meeting was adjourned at 9:40 p.m.

Mayor Beckman reconvened the City Council meeting at 9:40 p.m.

L. COMMENTS BY CITY COUNCIL MEMBERS ON NON-AGENDA ITEMS

- Council Member Hansen stated that he participated as a judge at the Parade of Lights event, at which 30,000 people attended. He congratulated the winners and wished everyone a merry Christmas and happy New Year.
- Council Member Mounce thanked her fellow Council Members, the Interim City Manager, City Attorney, and City Clerk's Office for their assistance in orienting her to her new responsibilities. Ms. Mounce stated that she met with Public Works Director Prima who reported on the progress of the water and sewer line replacements on the eastside. She complimented staff of the animal shelter, the City Attorney's Office, and the Interim City Manager for helping with the Elm Street "situation" and Mr. Roy Taniguchi. She commented on recent action by the Stockton City Council regarding permitting of rental units and asked if Lodi could consider putting into a place a similar program. She wished everyone a merry Christmas.
- Council Member Johnson suggested that town hall meetings take place, in which the Mayor, City Manager, and Finance Director reach out to the community and explain the severity of the City's budget situation and potential impacts. He wished everyone a happy holiday.

- Mayor Pro Tempore Hitchcock complimented everyone who participated in the city manager recruitment process. She commended Council Member Hansen in having arranged a comprehensive process with input from a variety of sources. She suggested that the concept of team building should be revisited, due to the challenges the City is now facing and the addition of new Council Members and City staff.
- Mayor Beckman recalled that Pastor Dale Edwards had previously offered to volunteer his services and he would inquire whether Pastor Edwards is still interested in doing so.

M. COMMENTS BY THE CITY MANAGER ON NON-AGENDA ITEMS

- Interim City Manager Keeter announced upcoming holidays in which City Hall would be closed. She thanked Council for delivering bakery goods to all departments for the holidays.
- Public Works Director Prima noted that it was ten years ago that Council approved the Central City Revitalization Program, which has been a great success. He welcomed the new city manager.
- City Attorney Schwabauer stated that he would be on vacation December 21 to 27.

N. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 9:51 p.m.

ATTEST:

Susan J. Blackston  
City Clerk